



General Assembly

January Session, 2003

Amendment

LCO No. 7395

SB0056807395HDO

Offered by:

REP. STONE, 9th Dist.

To: Subst. Senate Bill No. 568 File No. 537 Cal. No. 570
(As Amended by Senate Amendment Schedule "A")

"AN ACT CONCERNING HOSPITAL BILLING PRACTICES."

1 Strike section 9 in its entirety and insert the following in lieu thereof:

2 "Sec. 9. Subdivision (1) of subsection (a) of section 52-356a of the
3 general statutes is repealed and the following is substituted in lieu
4 thereof (*Effective October 1, 2003*):

5 (a) (1) On application of a judgment creditor or his attorney, stating
6 that a judgment remains unsatisfied and the amount due thereon, and
7 subject to the expiration of any stay of enforcement and expiration of
8 any right of appeal, the clerk of the court in which the money
9 judgment was rendered shall issue an execution pursuant to this
10 section against the nonexempt personal property of the judgment
11 debtor other than debts due from a banking institution or earnings.
12 The application shall be accompanied by a fee of twenty dollars
13 payable to the clerk of the court for the administrative costs of
14 complying with the provisions of this section which fee may be

15 recoverable by the judgment creditor as a taxable cost of the action. In
16 the case of a consumer judgment, the application shall indicate
17 whether, pursuant to an installment payment order under subsection
18 (b) of section 52-356d, as amended by this act, the court has entered a
19 stay of execution and, if such a stay was entered, shall contain a
20 statement of the judgment creditor or his attorney as to the debtor's
21 default on payments. In the case of a judgment arising out of services
22 provided at a hospital, no application shall be granted until the court
23 has (A) issued an order for installment payments in accordance with
24 section 52-356d, as amended by this act, (B) made a finding that the
25 debtor has defaulted on payments under the order, and (C) lifted the
26 mandatory stay issued under section 52-356d, as amended by this act.
27 The court shall make a determination concerning noncompliance or
28 default, and decide whether to modify the installment payment plan,
29 continue the installment payment plan or lift the stay. The execution
30 shall be directed to any levying officer."